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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group Art Unit: 1632
Examiner: Dr. Richard G. Hutson

In Re PATENT APPLICATION OF

Applicants : Charles GERDAY, et al.

Appln. No. : 09/501,136

Filed : February 9, 2000

For : COLD-ACTIVE GALACTOSIDASE, THE
PROCESS FOR ITS PREPARATION AND
THE USE THEREOF

**STATEMENT IN
SUPPORT OF
DEPOSIT**

Atty. Dkt.: 31601- 157492

Assistant Commissioner for Patents
Washington, D.C. 20231


Sir:

I hereby state that *Pseudoalteromonas haloplanktis*, of the invention of the above application, was deposited on November 4, 1999 at the Belgian Coordinated Collections of Microorganisms-Collection (BCCM), Belgium, under the terms of the Budapest Treaty on the International Recognition of the Deposit of Microorganisms for the Purposes of Patent Procedure, and has been assigned the BCCM Accession number LMG P-19143, in accordance with 37 C.F.R. §§ 1.801-1.809. Enclosed herewith is a copy of the deposit receipt and statement of viability.

I also state that in accordance with the deposit contract, the deposit will be freely available to the public without restrictions upon the granting of a Patent, and that the deposit will be maintained in accordance with the aforementioned regulations.

Respectfully submitted,

Date: February 25, 2002



Ashley Wells
(Registration No. 29,847)

VENABLE
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Washington, D.C. 20043-9998
Telephone: (202) 216-8558
Direct Dial: (202) 962-4084
Telefax: (202) 962-8300



26694

PATENT TRADEMARK OFFICE

KOPIE

Budapest Treaty on the International Recognition of the Deposit of Microorganisms for the Purposes of Patent Procedure

Receipt in the case of an original deposit issued pursuant to Rule 7.1 by the International Depositary Authority BCCM/LMG identified at the bottom of next page

International Form BCCM/LMG/BP/4/.....99-65.....

To: Name of the depositor : C. Gerday

Address : Université de Liège
Institut de Chimie
Laboratoire de Biochimie
Sart-Tilman
B-4000 Liège

I. Identification of the microorganism:

I.1 Identification reference given by the depositor:

TAz 1

I.2 Accession number given by the International Depositary Authority:

LMG P-19143

II. Scientific description and/or proposed taxonomic designation

The microorganism identified under I above was accompanied by :

(mark with a cross the applicable box(es)):

- ☒ a scientific description
☒ a proposed taxonomic designation

III. Receipt and acceptance

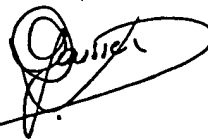
This International Depositary Authority accepts the microorganism identified under I above, which was received by it on (date of original deposit) :

November 4, 1999

IV. International Depositary Authority

Belgian Coordinated Collections of Microorganisms (BCCM)
Laboratorium voor Microbiologie - Bacteriënverzameling (LMG)
Universiteit Gent
K.L. Ledeganckstraat 35
B-9000 Gent, Belgium

Signature(s) of person(s) having the power to represent the International Depositary Authority or of authorized official(s):



Dr. D. Janssens, curator IDA

Date :

November 23, 1999

**Budapest Treaty on the International Recognition of the Deposit of Microorganisms for
the Purposes of Patent Procedure**

**Viability statement issued pursuant to Rule 10.2 by the International Depositary
Authority BCCM/LMG identified on the following page**

International Form BCCM/LMG/BP/9/99-65.....

To: Party to whom the viability statement is issued:

Name : C. Gerday

Address : Université de Liège
Institut de Chimie
Laboratoire de Biochimie
Sart-Tilman
B-4000 Liège

I. Depositor:

I.1 Name : C. Gerday

I.2 Address : Université de Liège
Institut de Chimie
Laboratoire de Biochimie
Sart-Tilman
B-4000 Liège

II. Identification of the microorganism

II.1 Accession number given by the International Depositary Authority:

LMG P-19143

II.2 Date of the original deposit (or where a new deposit or a transfer has been made, the most recent relevant date) :

November 4, 1999

III. Viability statement.

The viability of the microorganism identified under II above was tested on

: November 4-16, 1999

(Give date. In the cases referred to in Rule 10.2(a)(ii) and (iii), refer to the most recent viability test).

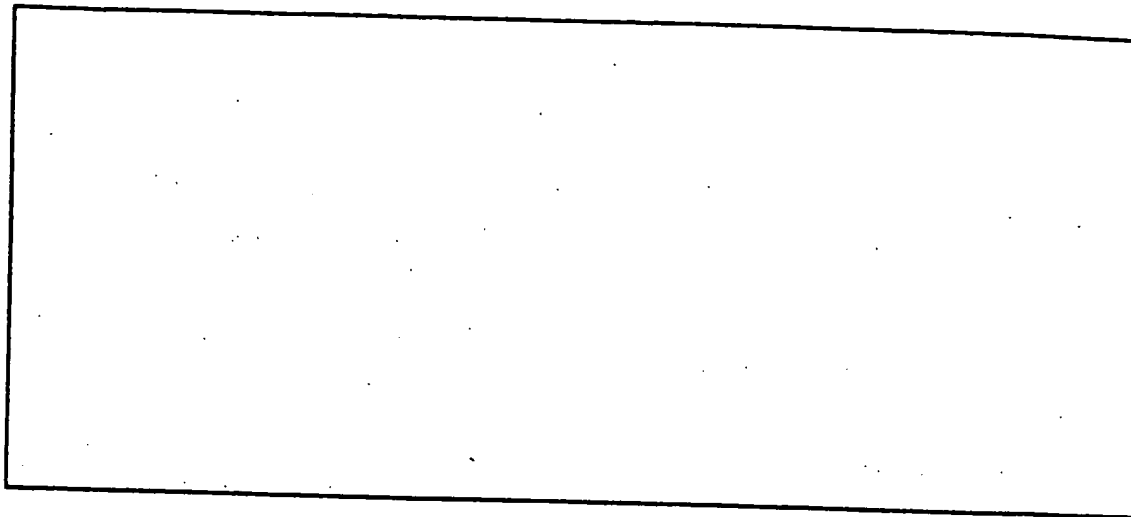
On that date, the said microorganism was: (mark the applicable box with a cross)

☒ viable

☐ no longer viable

IV. Conditions under which the viability test has been performed:

(Fill in if the information has been requested and if the results of the test were negative).



V. International Depositary Authority

Belgian Coordinated Collections of Microorganisms (BCCM)
Laboratorium voor Microbiologie - Bacteriënverzameling (LMG)
Universiteit Gent
K.L. Ledeganckstraat 35
B-9000 Gent, Belgium

Signature(s) of person(s) having the power to represent the International Depositary Authority or of authorized official(s) :



Dr. D. Janssens, curator IDA

Date

: November 23, 1999